IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH

AT BILASPUR

Single Bench

CIVIL REVISION NO. 127 /2005

APPLICANT
PLAINTIFF

Smt. Shanta Bai
Aged about 25 yrs.
Wd/o Late Suresh Kumar Sen
R/o Village Ramsagarpara,
Kasdol
District – Raipur (C.G.)

Vs.

RESPONDENTS

1. Kamal Kishor
S/o Punau Ram Ajgalle,
Aged about 25 Yrs.
R/o Sirpur Road, Kasdol
District – Raipur (C.G.)
(Driver of Vehicle)

2. Tuneshwar Prasad Ajgalle
S/o Punau Ram Ajgalle,
Aged about ..... Yrs.
R/o Sirpur Road, Kasdol
District – Raipur (C.G.)
(Driver of Vehicle)

3. The New India Insurance
Company Limited,
Branch Office – Bajrang Market,
Raipur
District – Raipur (C.G.)

4. Mani Ram
S/o Ramji Sen
Aged about 50 Yrs.

5. Shyam Bai
W/o Mani Ram Sen
Aged about 35 years
Respondent No. 4 and 5
Resident of Village – Nawagarh
P.S. – Shivarinarayan
District – Janjgir Champa
(C.G.)

P.R. No. 2310/05 Revision
Presented by Shri Vinay Pandey
dated 21/9/05

MEMO OF REVISION UNDER SECTION 115 OF CODE OF CIVIL PROCEDURE

XI-HC-22

(18)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक CR 127/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

2.12.2005:

Shri virendra Sharma learned counsel for the applicant.

Heard.

The applicant has preferred this revision petition against the order dated 17.6.2005 passed by learned II Additional Motor Accident Claims Tribunal, Baloda Bazar in Claim Case No. 18/2004 by which the application for release of Rs. 50,000/- from the fixed deposit of the applicant towards the compensation awarded to her has been rejected.

Learned counsel for the applicant submits that the applicant preferred a claim petition which was allowed by the learned Claims Tribunal and a sum of Rs. 4,69,502/- was awarded to the claimants and out of the said awarded sum Rs. 3,00,000/- were directed to be deposited in the fixed deposit account of the applicant whereas Rs. 1,00,000/- were directed to be deposited in the fixed deposit account of respondents 4 and 5 and the remaining amount was directed to be disbursed in cash to the applicant and respondents 4 and 5 and as a result of which only Rs. 23,168/- have been paid to the applicant in cash. He further submits that during the pendency of the claim proceedings even the interim award was not paid to the applicant and in view of above he prays that the trial Court may be directed to release the amount of Rs. 1,00,000/- in favour of the applicant.

[पीछे देखिये

XI-HC-22

(P)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक CR 127/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंन्तिम आदेश
	After hearing learned counsel for the applicant and taking into consideration the facts and circumstances of the case, it is directed that the applicant be permitted to withdraw a sum of Rs. 30,000/- from the awarded sum deposited in the fixed deposit account of the applicant. The revision petition thus stands disposed of. Sd/- Dhirendra Mishra Judge	